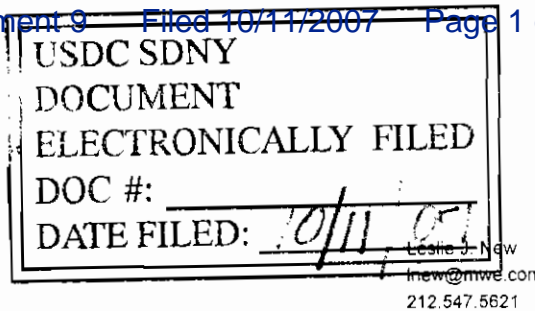


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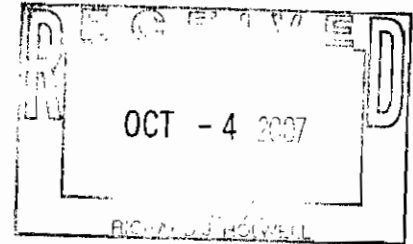
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October 3, 2007

VIA HAND DELIVERY

The Honorable Richard J. Holwell
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007



Re: Andy McCants v. 17 Realty NY LLC, *et al*
07 CV 5776

Dear Judge Holwell:

Our firm represents Defendants, 17 Realty NY LLC, *et al*, in the above referenced matter, and we write on behalf of both parties to respectfully request that the conference that is presently scheduled on October 5, 2007 be adjourned.

This request represents the parties' second request for an adjournment of the conference. While the parties are still in the process of memorializing the agreement, it has taken slightly longer than anticipated due in part to the Jewish Holidays and, as a result, our client was largely unavailable for the majority of September. It should be noted that the agreement has been drafted, exchanged and the parties are simply addressing the final details. We respectfully state that a conference is unnecessary because, now that the Jewish Holidays are over, we will finalize the settlement agreement and soon file the Stipulation of Discontinuance.

We appreciate the Court's attention in this regard.

Respectfully submitted,


Leslie J. New

cc: Amy Hong, Esq. (via facsimile)

Conference adjourned to 10/2/07 at 10:00 am. Agreed by the 17 Realty NY LLC. I am submitting the conference which has occurred from the settlement.

*See 07 CV 5776
10/11/07
10/11/07*